

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Wu et al.	)	Examiner:
			)	Brent Page
Serial No.	:	10/700,201	)	
			)	Art Unit:
Cnfrm. No.	:	4192	)	1638
			)	
Filed	:	November 3, 2003	)	
			)	
For	:	TPS PLANT GENE CONSTRUCTS AND	)	
		TRANSFORMANTS	)	
			)	

---

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the February 17, 2006, written restriction requirement, applicants hereby elect Group VII (i.e., claims 9-12, 25-28, 37-48, 57, 58, 74-78, 80, and 82) with traverse. Applicants submit that the claims of the present application are closely related and, therefore, require common areas of search and consideration. Since no benefit is derived from imposing this restriction requirement, it should be withdrawn in its entirety.

Respectfully submitted,

/Andrew K. Gonsalves, Reg. No. 48,145/

Date: **June 2, 2006**

---

Andrew K. Gonsalves  
Registration No. 48,145

NIXON PEABODY LLP  
Clinton Square, P.O. Box 31051  
Rochester, New York 14603-1051  
Telephone: (585) 263-1658  
Facsimile: (585) 263-1600